

AOC-056-6
Rev.12-02

Commonwealth of Kentucky
Court of Justice



CALENDAR

Date 9/10/12
Time 1:00 pm
#99

COURT

JUDGE

12 J 700761

In the interest of a child:

Demetrius Duncan

Petition: 01 flee 2 (on foot), DC2, Menacing

Appearances: Child _____ Parent: MM Atty. for Child: Crockett ~~knows~~

Atty. for Parent: _____ CA: Nolan

Prob. Off.: _____ PWS _____

Police/Others POP - Talbott

Pending Court Dates: _____

Proceedings: PT

IA subject to reinstatement

Refer to RJ

Enter agreed order

DJ, COW, LMYDC
SENT TO JUDGE'S CITY ATTY
INTER OFFICE

ENTERED IN COURT	
DAVID L. NICHOLSON, CLERK	
SEP 10 2012	
BY	<u>MD</u> DEPUTY CLERK

Wiley
Judge's Signature

9/10/12
Date

AOC-JV-1	Doc. Type: PJ	CDW Referral No. 056-00242438-001
Rev 05-11	5/4/2012 3:36 pm ET	No. 125700761
Commonwealth of Kentucky Court of Justice Juv Id: 00315238 www.KyCourts.net Page 1 of 2		County JEFFERSON
		The County Attorney has reviewed the complaint and determined from the available evidence that reasonable grounds [] do [] do not exist to believe the alleged facts would constitute a public offense for those offenses noted below.



Juvenile

[X] Complaint [] Petition
Status / Public Offender

Juvenile Information

JUVENILE INFORMATION

In the interest of **DEMETRIUS D DUNCAN**, a CHILD

Said juvenile resides at:
3510 JANELL DRIVE
LOUISVILLE KY 40216

With telephone number of (502) 384-3070

Attends school at **medora Elementary**

The juvenile's legal mother is **Laguita Sublett**

Phone: **SAC**

The juvenile's legal father is **Demetrius Dwayne Duncan Sr.**

Phone: **unk**

The parent with legal custody is **Mom**

Any Other: [] legal guardian other than a parent;

[] nearest known adult relative if no parent or guardian is known or can be found;

[] person with custody or control of the child

DOB: 08/22/2000	Gender: Male
SSN: [REDACTED]	Race: African American

Allegation(s) are as follows

The affiant, C BEAVER says that in JEFFERSON County, Kentucky, the above named juvenile unlawfully committed the offense(s) of:

FLEEING OR EVADING POLICE, 2ND DEGREE (ON FOOT) in violation of KRS 520.100 UOR code 000199 and within scope of KRS 610.010(1a,b,c,d). Affiant's grounds of belief are, that on 04/29/2012, Officer dispatched to suspicious persons at 2622 West Broadway (Burger King). Citizen witness spotted above subject with what appeared to be a handgun in the waistband of his pants. Witness stated the above subject ran south/bound on 26th. Officer located above subject walking east/bound on Maple from south/bound 26th street. Above subject looked over shoulder and began to run same direction, crossing in front of Officer's vehicle. Officer got out of vehicle and then above subject pitched what appeared to be two small black semi auto handguns, he started to run off and Officer told subject to stop and drop to ground. The handguns turned out to be BB Guns that look like handguns. The above subject put many bystanders in harms way by running from Officer and caused public alarm when he displayed the handguns.

Incident Address: 2500 BLOCK WEST MAPLE LOUISVILLE KY

Interested Parties:

ASSISTANT COUNTY ATTORNEY ASST. JEFFERSON CO. ATTY. HALL OF JUSTICE 600 W JEFFERSON STREET
LOUISVILLE KY 40202

ZACHARY SCHUL WITNESS NOT GIVEN LOUISVILLE KY

Reasonable Grounds:
[] Yes [] No

COD-Torrance Searcy

RECEIVED

MAY 2 2012

2 total pages exist

Sworn to before me this 12 day of May, 2012.

Jeff Ward
Name

Major
Title

[] Notification to school superintendent / principal per KRS 610.345(3)

Authorized by Judge Sean Delahanty

Clerk's USE ONLY	
Hearing Date	12-18-12
Hearing Time	10:00 a.m. /p.m.
Hearing Location	DIVISION

Time: _____
Date: 6/16/12

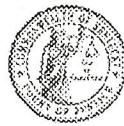
COPY DISTRIBUTION: Court CDW Files Child

THIS IS A PUBLIC RECORD ONLY IF CASE DISPOSED AS CAPITAL OFFENSE; CLASS A,B,C FELONY; OR OFFENSE INVOLVING DEADLY WEAPON.
(See JV-31 Disposition for Court Order). VICTIM / FAMILY / REPRESENTATIVE may access this document at any time.

Principal, *UNKNOWN SCHOOL (if so directed by Court)

VC

AOC-JV-1 Doc. Type: PJ
Rev 05-11 5/4/2012 3:36 pm ET
Commonwealth of Kentucky
Court of Justice Juv Id: 00315238
www.KyCourts.net Page 2 of 2



Juvenile
[X] Complaint [] Petition
Status / Public Offender

CDW Referral No. 056-00242438-001
No.
County JEFFERSON
The County Attorney has reviewed the complaint and determined from the available evidence that reasonable grounds [] do [] do not exist to believe the alleged facts would constitute a public offense for those offenses noted below.

DISORDERLY CONDUCT, 2ND DEGREE in violation of KRS 525.060 UOR code 002371 and within scope of KRS 610.010(1a,b,c,d). Affiant's grounds of belief are, that on 04/29/2012, Officer dispatched to suspicious persons at 2622 West Broadway (Burger King). Citizen witness spotted above subject with what appeared to be a handgun in the waistband of his pants. Witness sated the above subject ran south/bound on 26th. Officer located above subject walking east/bound on Maple from south/bound 26th street. Above subject looked over shoulder and began to run same direction, crossing in front of Officer's vehicle. Officer got out of vehicle and then above subject pitched what appeared to be two small black semi auto handguns, he started to run off and Officer told subject to stop and drop to ground. The handguns turned out to be BB Guns that look like handguns. The above subject put many bystanders in harms way by running from Officer and caused public alarm when he displayed the handguns.

ReasonableGrounds
[] Yes [] No

Incident Address: 2500 BLOCK WEST MAPLE LOUISVILLE KY

Interested Parties:

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LOUISVILLE KY 40202
ZACHARY SCHUL WITNESS NOT GIVEN LOUISVILLE KY

MENACING in violation of KRS 508.050 UOR code 000803 and within scope of KRS 610.010(1a,b,c,d). Affiant's grounds of belief are, that on 04/29/2012, Officer dispatched to suspicious persons at 2622 West Broadway (Burger King). Citizen witness spotted above subject with what appeared to be a handgun in the waistband of his pants. Witness sated the above subject ran south/bound on 26th. Officer located above subject walking east/bound on Maple from south/bound 26th street. Above subject looked over shoulder and began to run same direction, crossing in front of Officer's vehicle. Officer got out of vehicle and then above subject pitched what appeared to be two small black semi auto handguns, he started to run off and Officer told subject to stop and drop to ground. The handguns turned out to be BB Guns that look like handguns. The above subject put many bystanders in harms way by running from Officer and caused public alarm when he displayed the handguns.

ReasonableGrounds
[] Yes [] No

Incident Address: 2500 BLOCK WEST MAPLE LOUISVILLE KY

Interested Parties:

ASSISTANT COUNTY ATTORNEY ASST. JEFFERSON CO. ATTY. HALL OF JUSTICE 600 W JEFFERSON STREET
LOUISVILLE KY 40202
ZACHARY SCHUL WITNESS NOT GIVEN LOUISVILLE KY

The affiant states that the foregoing allegations and Juvenile Information set forth above are true based upon information and belief.

Affiant Address:

LOUISVILLE METRO POLICE DEPARTMENT
633 WEST JEFFERSON STREET
LOUISVILLE KY 40202

Phone Number:

574-7111

Signature of Affiant
C BEAVER

Law Enforcement Citation #: M081562

NO. 12-J-70074e1

JEFFERSON DISTRICT COURT
JUVENILE SESSION
DIVISION 88-99
(Signature)

IN THE INTEREST OF:

Demetrius Duncan, A CHILD

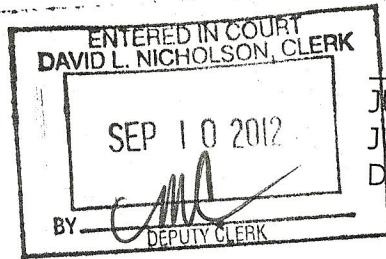
AGREED ORDER REFERRING CHILD TO RESTORATIVE JUSTICE LOUISVILLE
(RJL) CONFERENCE PROCESS

* * * * *

The Court having been advised by the Commonwealth that it has reviewed petition #(s) 1 and is recommending informal handling of this case by the Restorative Justice Louisville (RJL) Conference Process, this Court makes these findings and enters the following order:

1. The Child, Demetrius Duncan, has been advised of and understands his/her rights as set forth in KRS 610.060 (1).
2. The Child is represented by and has consulted with counsel, Courtney Preston Kellner and desires to have the pending allegations against him/her resolved through the RJL Conference Process.
3. The Child understands that (s)he is entitled to have a speedy hearing pursuant to KRS 610.070 (1), and has a right to have his/her charges resolved in a formal, confidential Juvenile Court proceeding pursuant to KRS 610.070 (2,3). The Child agrees to waive those rights, and the Court finds that the Child's waiver is knowingly and voluntarily.

4. The Child has been advised of all the requirements for successful participation in the RJL Conference Process and agrees to keep all appointments and abide by all rules and requirements of participation.
5. The Commonwealth agrees that nothing that is said by the child during the RJL Conference Process will be used against him/her at trial in the event that the Conference Process is unsuccessful.
6. Upon receipt of written notification from the RJL Coordinator that the Conference Process has been unsuccessful, the child's case shall be re-docketed and formal Juvenile Court prosecution of the unresolved petition(s) shall be initiated.
7. If the court receives notification from the RJL Coordinator that the Conferencing Process has been successful, then the court will enter an order dismissing the petition(s) and expunging all juvenile court records relating to the petition(s).
8. The Clerk shall prepare a referral packet to be delivered to the RJL Coordinator.
9. This case shall be remanded from the docket.



JUDGE, JEFFERSON DISTRICT COURT
JUVENILE SESSION
DIVISION 88/99

DATE: _____

9/10/12

I hereby agree to the findings and abide by the conditions of participation set forth above in the Court's ORDER above referring the Child's case to the RJL Conference, and have received a copy of this ORDER.

Demetrius Duncan J.B.

CHILD

DATE

John Kuhn

9-10-12

DATE

J.S.

9-10-12

DATE

B.L.

9/10/12

ASSISTANT JEFFERSON COUNTY ATTORNEY DATE

c/o Laquita Sublett
3510 Janell Road
LOUISVILLE, KY 40216

356-5800

Ph: Officer ~~Deborah~~ Beaver
LMPD Div 1